

## Message Text

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PAGE 01 USUN N 05050 150235Z

62

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TAGS: UN, ILC

SUBJECT: LEGAL COMMITTEE: REPORT OF INTERNATIONAL LAW COMMISSION

FOLLOWING IS DRAFT RES ON ILC BEING CIRCULATED INFORMALLY:

QUOTE THE GENERAL ASSEMBLY,

HAVING CONSIDERED THE REPORT OF THE INTERNATIONAL LAW  
COMMISSION ON THE WORK OF ITS TWENTY-SIXTH SESSION,

EMPHASIZING THE NEED FOR THE FURTHER CODIFICATION AND PRO-  
GRESSIVE DEVELOPMENT OF INTERNATIONAL LAW IN ORDER TO MAKE  
IT A MORE EFFECTIVE MEANS OF IMPLEMENTING THE PURPOSES AND  
PRINCIPLES SET FORTH IN ARTICLES 1 AND 2 OF THE CHARTER OF  
THE UNITED NATIONS AND IN THE DECLARATION ON PRINCIPLES OF  
INTERNATIONAL LAW CONCERNING FRIENDLY RELATIONS AND CO-  
OPERATION AMONG STATES, AND TO GIVE INCREASED IMPORTANCE TO  
ITS ROLE IN RELATIONS AMONG STATES,

NOTING WITH SATISFACTION THAT AT ITS TWENTY-SIXTH SESSION  
THE INTERNATIONAL LAW COMMISSION IN THE LIGHT OF COMMENTS RECEIVED  
FROM MEMBER STATES, COMPLETED THE SECOND READING OF THE DRAFT  
ARTICLES ON SUCCESSION OF STATES IN RESPECT OF TREATIES,  
AS RECOMMENDED BY THE GENERAL ASSEMBLY IN RESOLUTION 3071  
(XXVIII) OF 30 NOVEMBER 1973,

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 USUN N 05050 150235Z

TAKING NOTE WITH APPRECIATION OF THE DRAFT ARTICLES PREPARED

AT THE SAME SESSION BY THE INTERNATIONAL LAW COMMISSION  
ON STATE RESPONSIBILITY AND ON TREATIES CONCLUDED BETWEEN  
STATES AND INTERNATIONAL ORGANIZATIONS OR BETWEEN INTERNA-  
TIONAL ORGANIZATIONS,

WELCOMING THAT THE INTERNATIONAL LAW COMMISSION COMMENCED  
ITS WORK ON THE LAW OF NON-NAVIGATIONAL USES OF INTERNATIONAL  
WATERCOURSES BY ADOPTING THE REQUIRED PRELIMINARY MEASURES,

BEARING IN MIND THAT THE OUTSTANDING ACCOMPLISHMENTS OF THE  
INTERNATIONAL LAW COMMISSION DURING ITS FIRST TWENTY-SIXTH  
SESSIONS, IN THE FIELD OF THE PROGRESSIVE DEVELOPMENT OF  
INTERNATIONAL LAW AND ITS CODIFICATION PURSUANT TO ARTICLE  
13 1(A) OF THE CHARTER CONTRIBUTE TO THE FOSTERING OF FRIENDLY  
RELATIONS AMONG NATIONS,

RECALLING THE INTERCONNECTION EXISTING BETWEEN THE NATURE OF  
THE TASK ENTRUSTED TO THE INTERNATIONAL LAW COMMISSION AND  
THE SPECIFIC FEATURES OF ITS COMPOSITION, METHODS OF WORK  
AND ORGANIZATIONAL PATTERN AS PROVIDED FOR IN THE STATUTE  
OF THE COMMISSION APPROVED BY THE GENERAL ASSEMBLY,

I

1. TAKES NOTE OF THE REPORT OF THE INTERNATIONAL LAW  
COMMISSION ON THE WORK OF ITS TWENTY-SIXTH SESSION:

2. EXPRESSES ITS APPRECIATION TO THE INTERNATIONAL LAW  
COMMISSION FOR THE WORK IT ACCOMPLISHED AT THAT SESSION:

3. APPROVES THE PROGRAMME OF WORK PLANNED BY THE INTERNATIONAL  
LAW COMMISSION FOR 1975:

4. RECOMMENDS THAT THE INTERNATIONAL LAW COMMISSION SHOULD:

(A) CONTINUE ON A HIGH PRIORITY BASIS AT ITS TWENTY-SEVENTH  
SESSION ITS WORK ON STATE RESPONSIBILITY, TAKING INTO ACCOUNT  
THE VIEWS AND CONSIDERATION REFERRED TO IN GENERAL ASSEMBLY  
RESOLUTIONS 1765 (XVII) OF 20 NOVEMBER 1962, 1902 (XVIII)  
OF 18 NOVEMBER 1963, 2400 (XXIII) OF 11 DECEMBER 1968,  
2926 (XXVII) OF 28 NOVEMBER 1972 AND 3071 (XXVIII) OF 30  
UNCLASSIFIED

UNCLASSIFIED

PAGE 03 USUN N 05050 150235Z

NOVEMBER 1973, WITH A VIEW TO THE PREPARATION OF A FIRST  
SET OF DRAFT ARTICLES ON RESPONSIBILITY OF STATES FOR  
INTERNATIONALLY WRONGFUL ACTS AT THE EARLIEST POSSIBLE TIME:  
(B) PROCEED WITH THE PREPARATION OF DRAFT ARTICLES ON SUCCESSION  
OF STATES IN RESPECT OF MATTERS OTHER THAN TREATIES, ON A  
PRIORITY BASIS, TAKING INTO ACCOUNT THE VIEWS AND CONSIDERATIONS  
REFERRED TO IN THE RELEVANT RESOLUTIONS OF THE GENERAL ASSEMBLY:  
(C) PROCEED WITH THE PREPARATION OF DRAFT ARTICLES ON THE MOST-

FAVOURED-NATION CLAUSE:

(D) PROCEED WITH THE PREPARATION OF DRAFT ARTICLES ON TREATIES CONCLUDED BETWEEN STATES AND INTERNATIONAL ORGANIZATIONS OR BETWEEN INTERNATIONAL ORGANIZATIONS:

(E) CONTINUE ITS STUDY OF THE LAW OF THE NON-NAVIGATIONAL USES OF INTERNATIONAL WATERCOURSES, TAKING INTO ACCOUNT COMMENTS RECEIVED FROM MEMBER STATES ON THE QUESTIONS PUT TO THEM BY THE COMMISSION;

5. APPROVES A TWELVE-WEEK SESSION AS THE MINIMUM STANDARD PERIOD OF WORK FOR THE INTERNATIONAL LAW COMMISSION:

6. ENDORSES THE INTERNATIONAL LAW COMMISSION'S CONCLUSION THAT THERE EXISTS NO REASON AT PRESENT FOR AMENDING ITS STATUTE OR MODIFYING THE BASIC METHOD OF ITS WORK AND ITS ORGANIZATIONAL PATTERN:

7. EXPRESSED ITS APPRECIATION TO THE SECRETARY-GENERAL FOR HAVING COMPLETED THE SUPPLEMENTARY REPORT ON THE LEGAL PROBLEMS RELATING TO THE NON-NAVIGATIONAL USES OF INTERNATIONAL WATERCOURSES, REQUESTED BY THE GENERAL ASSEMBLY IN RESOLUTION 2669 (XXV) OF 8 DECEMBER 1970;

8. EXPRESSES THE WISH THAT, IN CONJUNCTION WITH FUTURE SESSIONS OF THE INTERNATIONAL LAW COMMISSION, OTHER SEMINARS MIGHT BE ORGANIZED, WHICH SHOULD CONTINUE TO ENSURE THE PARTICIPATION OF AN INCREASING NUMBER OF JURISTS OF DEVELOPING COUNTRIES:

9. REQUESTS THE SECRETARY-GENERAL TO FORWARD TO THE INTERNATIONAL LAW COMMISSION THE RECORDS OF THE DISCUSSION ON THE REPORT OF THE COMMISSION AT THE TWENTY-NINTH SESSION OF THE GENERAL ASSEMBLY.

UNCLASSIFIED

UNCLASSIFIED

PAGE 04 USUN N 05050 150235Z

II

1. EXPRESSES ITS APPRECIATION TO THE INTERNATIONAL LAW COMMISSION FOR ITS VALUABLE WORK ON THE QUESTION OF SUCCESSION OF STATES IN RESPECT OF TREATIES AND TO THE SPECIAL RAPPORTEURS ON THE TOPIC FOR THEIR CONTRIBUTION TO THIS WORK;

2. INVITES MEMBER STATES TO SUBMIT, NOT LATER THAN 1 JULY 1975, THEIR WRITTEN COMMENTS AND OBSERVATIONS ON THE DRAFT ARTICLES ON SUCCESSION OF STATES IN RESPECT OF TREATIES CONTAINED IN THE REPORT OF THE INTERNATIONAL LAW COMMISSION ON THE WORK OF ITS TWENTY-SIXTH SESSION, INCLUDING COMMENTS AND OBSERVATIONS ON PROPOSALS REFERRED TO IN ITS INTRODUCTION, AND ON THE PROCEDURE TO BE ADOPTED FOR THE FINALIZATION OF THE DRAFT ARTICLES AND THE ELABORATION AND CONCLUSION

OF A CONVENTION ON THE SUBJECT;

3. REQUESTS THE SECRETARY-GENERAL TO CIRCULATE, BEFORE THE THIRTIETH SESSION OF THE GENERAL ASSEMBLY, THE COMMENTS AND OBSERVATIONS SUBMITTED IN ACCORDANCE WITH PARAGRAPH 2 ABOVE;

4. DECIDES TO INCLUDE IN THE PROVISIONAL AGENDA OF ITS THIRTIETH SESSION AN ITEM ENTITLED "SUCCESSION OF STATES IN RESPECT OF TREATIES". UNQUOTE  
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## Message Attributes

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**To:** STATE  
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